

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

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Office: (317) 232-2701  
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IN THE COMMISSION'S INVESTIGATION OF THE  
RATES AND CHARGES FOR ELECTRIC SERVICE  
PROVIDED BY NORTHERN INDIANA PUBLIC  
SERVICE COMPANY PURSUANT TO INDIANA CODE  
8-1-2-1 ET SEQ. INCLUDING, BUT NOT LIMITED TO,  
I.C. 8-1-2-42.5, 8-1-2-58, 8-1-2-59, 8-1-2-73.

CAUSE NO. 41746  
(hereafter 41746-S2)

RESPONDENT: NORTHERN INDIANA PUBLIC  
SERVICE COMPANY, INC. ("NIPSCO")

You are hereby notified that on this date, the Indiana Utility Regulatory Commission has caused the following entry to be made:

On May 18, 2004, Intervenor, Edward Szynal, Arlo Westphal, Bessie Dent, Heather Troxel, A.J. Kentaft, John Stankovic, Sam Melnick, Denise Gardner, Gus Panagopoulos, Steve Konieczny, Jill A. Adams, Dan Whitten, Vivian Williams and Samuel Pezzuto ("Fourteen Individual Intervenor" or "FII"), filed their *Petition of Fourteen Individual Intervenor and Their Counsel for Award of Attorney's Fees, Expenses and Costs* and a *Motion to Establish Subdocket for Purposes of Considering Petition of Fourteen Individual Intervenor for an Award of Attorney's Fees, Expenses and Costs*. On May 27, 2004, FII filed their *Motion to Clarify Escrow Period in Settlement Agreement, or in the Alternative, to Extend Escrow Period* ("Motions") in this Cause.

The presiding officers, being sufficiently advised in the premises, now find that the Motion for a subdocket should be granted and the pending petition and motions should be considered in a docket as Cause No. 41746-S2. All pleadings should reflect the S2 designation. Further, the escrow period does not end until 60 days from the resolution of all appeals in this subdocket. Therefore, the escrow account should be maintained.

A prehearing conference should be scheduled for September 14, 2004 at 3:00 p.m. in room E-306, Indiana Government Center South, Indianapolis, Indiana.

IT IS SO ORDERED.

FILED

AUG 18 2004

INDIANA UTILITY  
REGULATORY COMMISSION

David E. Ziegner, Commissioner

Abby R. Gray, Administrative Law Judge

Date

Nancy E. Manley, Secretary to the Commission